IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc. No.20329-M of 2007
Date of Decision:- 07.05.2007

Dharam Pal @ Pala ....Petitioner(s)

through
Mr.Virender Singh Punia, Advocate

vs.

State of Haryana ....Respondent(s)

through
Mr.Tarun Aggarwal, Sr.DAG, Haryana.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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1) Whether Reporters of the local papers may be allowed to see the judgment?
2) To be referred to the Reporters or not?
3) Whether the judgment should be reported in the Digest?

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SURYA KANT, J.

The prayer in this petition is to release the petitioner on regular bail in F.I.R.No.325 dated 3.11.2006 under Sections 148, 149, 323, 324, 325, 341, 427, 392, 307, 506 IPC and 25/54/59 of the Arms Act registered at Police Station Sadar Kaithal.

As it appears from the allegations, there was a free fight between two group of persons who were trying to take forcible possession of the land allegedly belonging to a Dera. Both the parties appeared to have received injuries.

There is no denial to the fact that the injuries attributed to the petitioners are simple in nature though it is claimed that from petitioner No.1 a revolver with five live cartridges has been recovered. It is, however, not disputed that no fire from the revolver was made by petitioner No.1 nor anybody has received any such injury.

The co-accused of the petitioner has already been released on bail vide order dated April 24, 2007 passed in Crl.Misc.No.14340-M of 2007.

After hearing learned counsel for the parties and without expressing any views on the merits of the case lest it should prejudice either of them, this petition is allowed. The petitioners are directed to be released on bail to the satisfaction of Chief Judicial Magistrate, Kaithal.

May 07, 2007 **(SURYA KANT)**
poonam **JUDGE**